

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3728  
/ \$

In re Application of:

GALBRAITH et al.

Serial No.: 10/053,499

Filed: January 18, 2002

Art Unit: 3728

Examiner: Marie D. Patterson

Atty. Docket No.: 02-093-US

FOOTWEAR INSOLES

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NOV 18 2003

TECHNOLOGY CENTER R3700

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

1. ☒ Applicant requests an extension of time to respond to the outstanding Office Action. A Petition for an extension of time is enclosed.

OR

- ☐ In the event that an extension of time is required, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
2. ☐ Small Entity status of this application has been established by a verified statement previously submitted.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being

**MAILED**

☒ deposited with the United States Postal Service on November 10, 2003 with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, Washington, D.C. 20231.

Sherry J. Caldwell

(Signature of person mailing paper or fee)

**FACSIMILE**

☐ transmitted by facsimile on [date] to the U.S. Patent and Trademark Office.

Type Signature Name

(Signature of person mailing paper or fee)

3. ☐ A verified statement to establish Small Entity status is enclosed.
4. ☐ Also enclosed:
5. ☒ No fee for extra claims is required.
6. ☐ The fee for extra claims has been calculated as shown below:

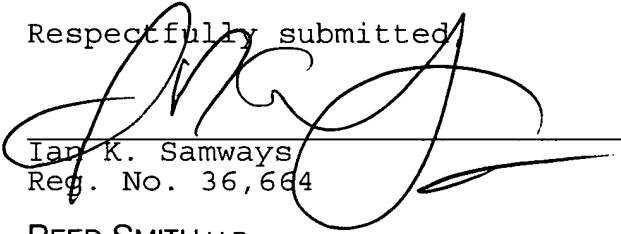
Claims Remaining After Amendment (Col. 1)	Highest No. Prev. paid for (Col. 2)	Extra Present (Col. 3)	SMALL ENTITY		OR	OTHER THAN A SMALL ENTITY	
			RATE	FEE		RATE	FEE
Total Claims	-	** = *	X \$ 9	= \$		X \$ 18	= \$
Ind. Claims ***	-	= *	X \$ 40	= \$		X \$ 80	= \$
<input type="checkbox"/> Multiple Dependent Claim Presented			+ \$135	= \$		+ \$270	= \$
			<u>TOTAL</u>	= \$		<u>TOTAL</u>	= \$

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest No. Prev. paid for" in this space is less than 20, write "20" in this space.
- \*\*\* If the "Highest No. Prev. paid for" in this space is less than 3, write "3" in this space.

7. ☐ Applicant encloses herewith a check for \$[Amount] to cover the extra claims fee.
8. ☐ The Director is authorized to charge the \$[Amount] filing fee to Deposit Account No. 18-0582.
9. ☒ The Director is hereby authorized to charge payment of any additional filing fees associated with this communication or credit any overpayment to Deposit Account No. 18-0582. A duplicate copy of this communication is attached.

Respectfully submitted,

Dated: November 10, 2003

  
 Ian K. Samways  
 Reg. No. 36,664

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 Pittsburgh, PA 15230  
 (412) 288-4160

Agent for Applicants



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**GALBRAITH ET AL.**

Serial No.: 10/053,499

Filed: January 18, 2002

Art Unit: 3728

Examiner: Marie D. Patterson

Atty. Docket No.: 02-039-US

FOOTWEAR INSOLES

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11/26/03

AMENDMENT

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TECHNOLOGY CENTER R3700

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action dated May 9, 2003, with relation to the above-cited patent application, please enter the following Amendment.

IN THE CLAIMS

The following listing of claims will replace all prior versions, and listings, of claims in the instant application.

Listing of Claims:

1. (~~Currently Amended~~) A footwear insole, said insole comprising:

A